

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 9**

AP GREEN INDUSTRIES, INC.

and

UNITED STEEL, PAPER AND FORESTRY,
RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL AND SERVICE
WORKERS INTERNATIONAL UNION,
LOCAL 2324-05

Cases 09-CA-151564
09-CA-154799

**CHARGING PARTY'S OPPOSITION TO RESPONDENT'S
MOTION FOR CONTINUANCE OF TRIAL DATE**

Charging Party United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union ("USW" or "Union") opposes the Motion of AP Green Industries, Inc. for Continuance of Trial Date ("Respondent's Motion") filed by Respondent AP Green Industries, Inc. ("Company").

The Union opposes Respondent's Motion due to the fact that any delay in this proceeding is an unjust detriment to the Union. On April 15, 2015, the Company locked out its bargaining unit, and on May 14, 2015, the lockout was converted into an unlawful lockout. To date, the Company continues to engage in this unlawful lockout. Any postponement, especially one extended to April 25, 2016, will further harm the forty-two employees who have been unlawfully locked out of their jobs for almost ten months, and will cause further harm to the Union. Additionally, the National Labor Relations Board has filed a Section 10(j) injunction petition in district court which necessarily requires expedited handling of this matter due to the irreversible harm that will surely be realized by the forty-two employees if the matter is not heard in a timely fashion.

Respondent has had ample time since the February 19, 2016, Order Rescheduling and Changing Time of Hearing moved the hearing to March 21, 2016, to retain available counsel to represent it at the March 21 hearing. Neither the bargaining unit nor the Union should be further harmed based on the Company's decision to retain counsel who is unfamiliar with a case that has been ongoing since April 2015.

Wherefore, the USW respectfully requests that Respondent's Motion be denied.

Respectfully Submitted,

/s/ Nancy A. Parker

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Dated: March 10, 2016

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Charging Party's Opposition To Respondent's Motion For Continuance of Trial Date has been electronically filed, and served via electronic mail on this 10th day of March, 2016 to the following:

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